GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINORITIES WELFARE DEPARTMENT - KAZIS ACT, 1880 (Central Act XII of 1880) - Extension of tenure of Sri Moulana Mohammad Alijan Habibi, S/o Late Shaik Ramzan Habibi, resident of D.No.23-29-2, Pydimamba Colony, Gajuwaka, Visakhapatnam, Government Kazi for Gajuwaka Mandal of Visakhapatnam District from 21.04.2019 for a further period of three (3) years for performing Marriages of Muslim Community only - Notification - Orders - Issued.

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MINORITIES WELFARE (IDM) DEPARTMENT

G.O.RT.No. 76 **Dated: 30-06-2020.**

Read the following:-

1. G.O.Rt.No.66, Minorities Welfare (IDM) Department, dt:22.04.2016.
2. From the Dist. Collector, Visakhapatnam, Lr.No.MWDMUS0MSQ/ 2/2019- DMWO(MW)-MWDVSP, dt:15.11.2019.

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O R D E R

In the reference 1st read above, orders have been issued appointing Sri Moulana Mohammad Alijan Habibi, S/o. Late Shaik Ramzan Habibi, resident of D.No.23-29-2, Pydimamba Colony, Gajuwaka, Visakhapatnam as Government Kazi for Gajuwaka Area, Visakhapatnam District initially for a period of three(3) years for performing Marriages of Muslim Community only, as per Section(2) of the Kazis Act, 1880 (Central Act XII of 1880).

2. In the reference 2nd read above, the Collector & District Magistrate, Visakhapatnam District has stated that the Government have issued orders appointing Sri Moulana Mohammad Alijan Habibi, S/o. Late Shaik Ramzan Habibi, resident of D.No.23-29-2, Pydimamba Colony, Gajuwaka, Visakhapatnam as Government Kazi for Gajuwaka Area, Visakhapatnam District initially for a period of three (3) years for performing Marriages of Muslim Community only, as per Section(2) of the Kazis Act, 1880 (Central Act XII of 1880) vide G.O.Rt.No.66, Minorities Welfare (IDM) Department, dated 22.04.2016. He has further stated that the Commissioner of Police, Visakhapatnam City has submitted his antecedent report stating that during the enquiry, it came to know that the applicant Moulana Mohammed Alijan Habibi has not involved in any disputes in Gajuwaka area, where there is nothing adverse against him during his stay period of the last 3 years in the limits of Visakhapatnam City. The local Mohammedan have recommended him to continue as Government Kazi of Gajuwaka area for a further period of three year. Finally, the District Collector, Visakhapatnam, has requested the Government to take necessary action in the matter.

3. After careful examination of the proposal of the Collector & District Magistrate, Visakhapatnam District, the Government hereby extend the tenure of Sri Moulana Mohammad Alijan Habibi, S/o Late Shaik Ramzan Habibi, resident of D.No.23-29-2, Pydimamba Colony, Gajuwaka, Visakhapatnam, Government Kazi for Gajuwaka Mandal of Visakhapatnam District from 21.04.2019 for a further period of three (3) years for performing Marriages of Muslim Community only, as per Section(2) of the Kazis Act, 1880 (Central Act XII of 1880) subject to the following conditions:

1. The Kazi is answerable to the Government for his actions.
2. The appointment of the Kazi can be revoked by the Government on receipt of complaints/verification of records or in extreme cases without notice, if malafide is established as per record.
3. The Kazi shall not indulge any illegal activity in the conduct of marriages nor infringe any law established by the Government.
4. The Kazi shall not carry out marriage of any minor.
5. The Kazi shall not act in any way which is prohibited in Islam or is not permissible in Islam.
6. The Kazi shall not conduct contract marriages.

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7. The Kazi or his NaibKazi shall not perform any marriage, in any area, beyond his specified Jurisdiction.
8. The Kazi shall charge the specified fee and nothing more.
9. The Kazi shall appoint not more than three (3) Naib Kazis and the names of such Naib Kazis shall be informed to the Government.
10. Government shall have the right to take disciplinary action against the Kazi, in case of any contravention of Law or of any conditions specified above.
11. The Kazi shall hand-over the Marriage Record to the Wakf Board, at the end of the tenure.

4. If any question arises whether any person has been rightly extended the services for further period of three years as Kazi under the above said Section, the decision thereof by the State Government shall be conclusive. The State Government may, if it thinks fit, suspend or remove any Kazi appointed under this Section, who is guilty of any misconduct in the execution of his Office, or who is absent for a continuous period of six months from the local area for which he is appointed, or leaves such local area for the purpose of residing elsewhere, or is declared an insolvent or desires to be discharged from the office, or who refuses or becomes in the opinion of the State Government unfit, or personally incapable to discharge the duties of office.

5. The following Notification shall be published in the next issue of Andhra Pradesh State Gazette:-

NOTIFICATION

"In exercise of the powers conferred under Section (2) of the Kazis Act,1880 (Central Act XII of 1880), the Government of Andhra Pradesh, after consulting the Principal Mohammadan residents of local area, hereby extend the tenure of Sri Moulana Mohammad Alijan Habibi, S/o Late Shaik Ramzan Habibi, resident of D.No.23-29-2, Pydimamba Colony, Gajuwaka, Visakhapatnam, Government Kazi for Gajuwaka Mandal of Visakhapatnam District from 21.04.2019 for a further period of three (3) years for performing Marriages of Muslim Community only".

6. The District Collector, Visakhapatnam is directed to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHD ILIYAS RIZVI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri. Moulana Mohammad Alijan Habibi,
S/o Late Shaik Ramzan Habibi, resident of D.No.23-29-2,
Pydimamba Colony, Gajuwaka, Visakhapatnam
(Through the Collector and District Magistrate, Visakhapatnam District)
The Collector and District Magistrate, Visakhapatnam District.
The Chief Executive Officer, A.P. State Waqf Board, Vijayawada.
The Commissioner, Printing, Stationery and Stores Purchase,
Andhra Pradesh, Muthyalampadu, Vijayawada
(for publication in the Andhra Pradesh Gazette.)
(And to furnish 10 copies)

Copy to:

P.S. to Hon'ble Deputy Chief Minister(MW), A.P. Secretariat, Velagapudi.
P.S to Principal Secretary to Government, Minorities Welfare Department, A.P. Secretariat, Velagapudi.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER